

# Senate Amendment 3532

PAG LIN

1 1 Amend Senate File 601, as amended, passed, and  
1 2 reprinted by the Senate, as follows:  
1 3 #1. Page 3, line 11, by striking the figure  
1 4 <157,868,964> and inserting the following:  
1 5 <131,868,964>.  
1 6 #2. Page 3, line 24, by striking the figure  
1 7 <2,000,000> and inserting the following:  
1 8 <28,000,000>.  
1 9 #3. Page 4, by striking line 1 the inserting the  
1 10 following:  
1 11 <..... \$ 99,254,781>  
1 12 #4. Page 4, by striking line 10 and inserting the  
1 13 following:  
1 14 <..... \$ 23,204,000>  
1 15 #5. Page 5, by inserting after line 5 the  
1 16 following:  
1 17 <Sec. \_\_\_\_\_. UNDERGROUND STORAGE TANK FUND.  
1 18 Notwithstanding section 455G.3, subsection 1, there is  
1 19 transferred from the Iowa comprehensive petroleum  
1 20 underground storage tank fund created in section  
1 21 455G.3, subsection 1, to the general fund of the state  
1 22 during the fiscal year beginning July 1, 2007, and  
1 23 ending June 30, 2008, the following amount:  
1 24 ..... \$ 3,000,000>  
1 25 #6. By striking page 6, line 23, through page 7,  
1 26 line 10, and inserting the following:  
1 27 <a. Chief justice of the supreme court:  
1 28 ..... \$ 153,109  
1 29 b. Each justice of the supreme court:  
1 30 ..... \$ 146,890  
1 31 c. Chief judge of the court of appeals:  
1 32 ..... \$ 141,731  
1 33 d. Each associate judge of the court of appeals:  
1 34 ..... \$ 136,739  
1 35 e. Each chief judge of a judicial district:  
1 36 ..... \$ 133,619  
1 37 f. Each district judge except the chief judge of a  
1 38 judicial district:  
1 39 ..... \$ 128,544  
1 40 g. Each district associate judge:  
1 41 ..... \$ 113,214  
1 42 h. Each associate juvenile judge:  
1 43 ..... \$ 113,214  
1 44 i. Each associate probate judge:  
1 45 ..... \$ 113,214  
1 46 j. Each judicial magistrate:  
1 47 ..... \$ 34,882  
1 48 k. Each senior judge:  
1 49 ..... \$ 7,238>  
1 50 #7. Page 10, line 31, by striking the figure  
2 1 <108,598,094> and inserting the following:  
2 2 <106,848,094>.  
2 3 #8. Page 12, line 10, by striking the figure  
2 4 <8,171,248> and inserting the following: <6,771,248>.  
2 5 #9. Page 15, line 27, by striking the figure  
2 6 <750,000> and inserting the following: <400,000>.  
2 7 #10. Page 16, by striking lines 15 through 23.  
2 8 #11. Page 19, by striking lines 4 through 12.  
2 9 #12. Page 21, line 1, by striking the figure  
2 10 <75,000> and inserting the following: <50,000>.  
2 11 #13. Page 21, by striking lines 21 through 31.  
2 12 #14. Page 22, line 10, by striking the figure  
2 13 <2,000,000> and inserting the following: <500,000>.  
2 14 #15. Page 23, line 9, by striking the figure  
2 15 <500,000> and inserting the following: <200,000>.  
2 16 #16. By striking page 25, line 29, through page  
2 17 26, line 2.  
2 18 #17. By striking page 26, line 35, through page  
2 19 27, line 13.  
2 20 #18. Page 27, by inserting after line 25 the  
2 21 following:  
2 22 <Sec. \_\_\_\_\_. 2007 Iowa Acts, House File 874, section  
2 23 7, subsection 4, paragraph a, if enacted, is amended  
2 24 to read as follows:

2 25 a. For salaries, support, maintenance, and  
 2 26 miscellaneous purposes, and for not more than the  
 2 27 following full-time equivalent positions:  
 2 28 ..... \$ 4,655,809  
 2 29 ..... FTEs ~~100.50~~  
 2 30 ..... 101.00

2 31 Sec. \_\_\_\_ OFFICE OF ENERGY INDEPENDENCE. If 2007  
 2 32 Iowa Acts, House File 927, is enacted and provides for  
 2 33 an appropriation from the general fund of the state to  
 2 34 the office of energy independence for the fiscal year  
 2 35 beginning July 1, 2006, and ending June 30, 2007,  
 2 36 allocations from that appropriation for administrative  
 2 37 costs shall be for not more than the following  
 2 38 full-time equivalent positions:

2 39 ..... FTEs 4.00>  
 2 40 #19. Page 27, by inserting after line 31 the

2 41 following:

2 42 <Sec. \_\_\_\_ STATE BOARD OF REGENTS == ARTICULATION  
 2 43 WEBSITE. The general assembly finds that as college  
 2 44 costs increase, Iowa's community college students need  
 2 45 access to resources that allow the students to make  
 2 46 informed, cost-effective decisions regarding their  
 2 47 postsecondary education plans. It is the intent of  
 2 48 the general assembly to provide for a seamless  
 2 49 transition for students transferring from Iowa's  
 2 50 community colleges to Iowa's state universities.  
 3 1 Therefore, the state board of regents shall, in  
 3 2 cooperation with the department of education and the  
 3 3 community colleges, develop, maintain, and promote a  
 3 4 user-friendly credit transfer and articulation  
 3 5 internet website that allows Iowans to know at the  
 3 6 time of enrollment in a community college course  
 3 7 whether the credit will be accepted by the state  
 3 8 university of the student's choice, the category in  
 3 9 which the university will apply the credit, and to  
 3 10 which degree program or programs the university will  
 3 11 apply the credit. The board and the community  
 3 12 colleges shall continuously strive to improve upon the  
 3 13 coordinating efforts between the state universities  
 3 14 and the community colleges to map and articulate  
 3 15 community college courses for college credit with the  
 3 16 degree programs offered at the state universities.  
 3 17 The website shall be operational not later than July  
 3 18 1, 2008.>

3 19 #20. By striking page 30, line 21, through page  
 3 20 31, line 17.

3 21 #21. Page 33, by inserting after line 6 the  
 3 22 following:

3 23 <Sec. \_\_\_\_ Section 469.10, subsection 2, if  
 3 24 enacted by 2007 Iowa Acts, House File 927, is amended  
 3 25 to read as follows:

3 26 2. Of the moneys appropriated to the office and  
 3 27 deposited in the fund, the office shall utilize up to  
 3 28 one and five-tenths percent of the amount appropriated  
 3 29 from the fund for a fiscal year for administrative  
 3 30 costs. From the funds available for administrative  
 3 31 costs, the office shall not employ more than four  
 3 32 full-time equivalent positions.>

3 33 #22. Page 35, by inserting after line 11 the  
 3 34 following:

3 35 <DIVISION \_\_\_\_  
 3 36 APPROPRIATION ADJUSTMENTS  
 3 37 Sec. \_\_\_\_ VETERANS HOME OWNERSHIP ASSISTANCE  
 3 38 PROGRAM.

3 39 1. There is appropriated from the rebuild Iowa  
 3 40 infrastructure fund to the department of veterans  
 3 41 affairs for the fiscal year beginning July 1, 2007,  
 3 42 and ending June 30, 2008, the following amount, or so  
 3 43 much thereof as is necessary, to be used for the  
 3 44 purpose designated:

3 45 For transfer to the Iowa finance authority to be  
 3 46 used for continuation of the home ownership assistance  
 3 47 program for persons who are or were eligible members  
 3 48 of the armed forces of the United States, in  
 3 49 accordance with section 35A.15, as enacted by 2007  
 3 50 Iowa Acts, Senate File 407, notwithstanding section  
 4 1 8.57, subsection 6, paragraph "c":

4 2 ..... \$ 1,000,000

4 3 2. Of the funds transferred pursuant to this  
 4 4 section, the Iowa finance authority may retain not  
 4 5 more than \$20,000 for administrative purposes.

4 6 3. Of the amount transferred to the Iowa finance  
4 7 authority pursuant to this section, not more than  
4 8 \$50,000 shall be transferred to the department of  
4 9 public defense to be used for the enduring families  
4 10 program.

4 11 4. Notwithstanding section 8.33, moneys  
4 12 appropriated or transferred in this section that  
4 13 remain unencumbered or unobligated at the close of the  
4 14 fiscal year shall not revert but shall remain  
4 15 available for expenditure for the purposes designated  
4 16 until the close of the succeeding fiscal year.

4 17 Sec. \_\_\_\_\_. 2007 Iowa Acts, Senate File 562, section  
4 18 3, subsection 3, paragraphs a and d, if enacted, are  
4 19 amended to read as follows:

4 20 a. Community development programs  
4 21 For salaries, support, maintenance, miscellaneous  
4 22 purposes, community economic development programs,  
4 23 tourism operations, community assistance, the  
4 24 mainstreet and rural mainstreet programs, the  
4 25 school-to-career program, the community development  
4 26 block grant, and housing and shelter-related programs  
4 27 and for not more than the following full-time  
4 28 equivalent positions:

4 29 .....	\$	6,422,654
4 30 .....		<u>6,322,654</u>
4 31 .....	FTEs	58.26

4 32 d. From the moneys appropriated in this  
4 33 subsection, the department shall use at least  
4 34 ~~\$1,046,000~~ \$946,000 for purposes of the mainstreet and  
4 35 rural mainstreet programs.

4 36 Sec. \_\_\_\_\_. 2007 Iowa Acts, Senate File 562, section  
4 37 3, subsection 4, unnumbered paragraph 1, if enacted,  
4 38 is amended to read as follows:

4 39 For allocating moneys for the world food prize:

4 40 .....	\$	650,000
4 41 .....		<u>450,000</u>

4 42 Sec. \_\_\_\_\_. 2007 Iowa Acts, Senate File 562, section  
4 43 14, subsections 1 and 3, if enacted, are amended to  
4 44 read as follows:

4 45 1. There is appropriated from the general fund of  
4 46 the state to the university of northern Iowa for the  
4 47 fiscal year beginning July 1, 2007, and ending June  
4 48 30, 2008, the following amount, or so much thereof as  
4 49 is necessary, to be used for the metal casting  
4 50 institute, for the myentrenet internet application,  
5 1 and for the institute of decision making, including  
5 2 salaries, support, maintenance, miscellaneous  
5 3 purposes, and for not more than the following  
5 4 full-time equivalent positions:

5 5 .....	\$	661,291
5 6 .....		<u>561,291</u>
5 7 .....	FTEs	6.75

5 8 3. From the moneys appropriated in this section,  
5 9 the university of northern Iowa shall use at least  
5 10 ~~\$300,000~~ \$200,000 for purposes of expanding the  
5 11 service area of the myentrenet internet application.

5 12 Sec. \_\_\_\_\_. 2007 Iowa Acts, Senate File 575, section  
5 13 4, subsection 1, paragraph b, unnumbered paragraph 1,  
5 14 if enacted, is amended to read as follows:

5 15 For educational programs for inmates at state penal  
5 16 institutions:

5 17 .....	\$	2,070,358
5 18 .....		<u>1,570,350</u>

5 19 Sec. \_\_\_\_\_. 2007 Iowa Acts, Senate File 575, section  
5 20 5, subsection 1, paragraph f, unnumbered paragraph 1,  
5 21 if enacted, is amended to read as follows:

5 22 For the sixth judicial district department of  
5 23 correctional services:

5 24 .....	\$	<del>12,203,009</del>
5 25 .....		<u>12,003,009</u>

5 26 Sec. \_\_\_\_\_. 2007 Iowa Acts, House File 874, section  
5 27 19, subsection 1, if enacted, is amended to read as  
5 28 follows:

5 29 1. ADMINISTRATION AND ELECTIONS  
5 30 For salaries, support, maintenance, and  
5 31 miscellaneous purposes, and for not more than the  
5 32 following full-time equivalent positions:

5 33 .....	\$	1,431,015
5 34 .....		<u>1,331,015</u>
5 35 .....	FTEs	17.00

5 36 The state department or state agency which provides

5 37 data processing services to support voter registration  
5 38 file maintenance and storage shall provide those  
5 39 services without charge.>

5 40 #23. By striking page 35, line 26, through page  
5 41 36, line 20, and inserting the following:

5 42 <NEW SUBSECTION. 21. a. The director may  
5 43 authorize the procurement of goods and services in  
5 44 which a contractual limitation of vendor liability is  
5 45 provided for and set forth in the documents initiating  
5 46 the procurement. The director, in consultation with  
5 47 the department of management, shall adopt rules  
5 48 setting forth the circumstances in which such  
5 49 procurement will be permitted and what types of  
5 50 contractual limitations of liability are permitted.  
6 1 Rules adopted by the director shall establish criteria  
6 2 to be considered in making a determination of whether  
6 3 to permit a contractual limitation of vendor liability  
6 4 with regard to any procurement of goods and services.  
6 5 The criteria, at a minimum, shall include all of the  
6 6 following:

6 7 (1) Whether authorizing a contractual limitation  
6 8 of vendor liability is necessary to prevent harm to  
6 9 the state from a failure to obtain the goods or  
6 10 services sought, or from obtaining the goods or  
6 11 services at a higher price if the state refuses to  
6 12 allow a contractual limitation of vendor liability.

6 13 (2) Whether the contractual limitation of vendor  
6 14 liability is commercially reasonable when taking into  
6 15 account any risk to the state created by the goods or  
6 16 services to be procured and the purpose for which they  
6 17 will be used.

6 18 b. Notwithstanding paragraph "a", a contractual  
6 19 limitation of vendor liability shall not include any  
6 20 limitation on the liability of any vendor for  
6 21 intentional torts, criminal acts, or fraudulent  
6 22 conduct.

6 23 c. The rules shall provide for the negotiation of  
6 24 a contractual limitation of vendor liability  
6 25 consistent with the requirements of this section and  
6 26 any other requirements of the department as provided  
6 27 in any related documents associated with a procurement  
6 28 of goods and services.>

6 29 #24. Page 37, by inserting after line 19 the  
6 30 following:

6 31 <Sec. \_\_\_\_\_. Section 15F.303, subsection 3,  
6 32 paragraph b, Code 2007, is amended to read as follows:

6 33 b. The project supports or is strategically  
6 34 aligned with other existing regional or statewide  
6 35 cultural, recreational, entertainment, or educational  
6 36 activities or with communities adjacent to cultural  
6 37 and entertainment districts whose existing or planned  
6 38 amenity base will augment or complement the cultural  
6 39 and entertainment venues of such districts.>

6 40 #25. Page 39, by striking lines 18 through 23.

6 41 #26. Page 40, by inserting after line 3 the  
6 42 following:

6 43 <Sec. \_\_\_\_\_. Section 135.105D, subsection 1A, as  
6 44 enacted by 2007 Iowa Acts, House File 158, section 2,  
6 45 is amended by adding the following new paragraph:

6 46 NEW PARAGRAPH. d. Notwithstanding any other  
6 47 provision to the contrary, nothing in this section  
6 48 shall subject a parent, guardian, or legal custodian  
6 49 of a child of compulsory attendance age to any  
6 50 penalties under chapter 299.>

7 1 #27. Page 40, by striking lines 4 through 16.

7 2 #28. Page 44, by striking lines 25 and 26.

7 3 #29. By striking page 47, line 19, through page  
7 4 48, line 2.

7 5 #30. Page 48, by striking lines 3 through 12.

7 6 #31. Page 52, by striking lines 5 through 12.

7 7 #32. Page 55, by inserting after line 22 the  
7 8 following:

7 9 <Sec. \_\_\_\_\_. Section 505.8, Code 2007, is amended by  
7 10 adding the following new subsection:

7 11 NEW SUBSECTION. 8. The commissioner may, after a  
7 12 hearing conducted pursuant to chapter 17A, assess  
7 13 fines or penalties, order restitution, or take other  
7 14 corrective action as the commissioner deems necessary  
7 15 and appropriate to accomplish compliance with the laws  
7 16 of the state relating to all insurance business  
7 17 transacted in the state.>

7 18 #33. Page 57, by striking lines 7 and 8.

7 19 #34. Page 57, by inserting after line 35 the

7 20 following:

7 21 <Sec. \_\_\_\_\_. LEGISLATIVE PROPERTY TAX STUDY  
7 22 COMMITTEE.

7 23 1. A legislative property tax study committee is  
7 24 established. The study committee shall conduct a  
7 25 comprehensive review of property taxation in Iowa  
7 26 including but not limited to the continued use of  
7 27 property taxes as a major funding source for local  
7 28 governments and for local school districts in Iowa,  
7 29 the classification and assessment of property for  
7 30 property tax purposes and the impact of the tie  
7 31 between residential and agricultural property  
7 32 assessments, the level of consistency employed in  
7 33 classifying and assessing property for property tax  
7 34 purposes, the various exemptions and credits currently  
7 35 available to property taxpayers and the impact on  
7 36 local government and state budgets and on other  
7 37 taxpayers of providing those credits and exemptions,  
7 38 and the use of property taxes as an economic  
7 39 development tool and the impact on local and state  
7 40 government budgets and on other taxpayers of such use.  
7 41 In its study, the committee shall address the goals of  
7 42 property tax simplification and equity.

7 43 2. a. The committee shall be comprised of the  
7 44 following voting members:

7 45 (1) Five members who are members of the senate,  
7 46 three of whom shall be appointed by the majority  
7 47 leader of the senate and two of whom shall be  
7 48 appointed by the minority leader of the senate.

7 49 (2) Five members who are members of the house of  
7 50 representatives, three of whom shall be appointed by  
8 1 the speaker of the house of representatives and two of  
8 2 whom shall be appointed by the minority leader of the  
8 3 house of representatives.

8 4 b. The committee shall be comprised of the  
8 5 following nonvoting members who shall be appointed by  
8 6 the majority leader of the senate and the speaker of  
8 7 the house of representatives in consultation with the  
8 8 minority leaders of the senate and the house of  
8 9 representatives:

8 10 (1) One member from an association representing  
8 11 Iowa counties.

8 12 (2) One member from an association representing  
8 13 Iowa cities.

8 14 (3) One member from an association representing  
8 15 Iowa school boards.

8 16 (4) One member from an association representing  
8 17 agricultural property taxpayers.

8 18 (5) One member from an association representing  
8 19 Iowa commercial property taxpayers.

8 20 (6) One member from an association representing  
8 21 Iowa industrial taxpayers.

8 22 (7) One member representing residential taxpayers.

8 23 (8) One member from an association representing  
8 24 Iowa telecommunications property taxpayers.

8 25 (9) Representatives of other interests as  
8 26 designated by the legislative council.

8 27 c. The committee shall be comprised of the  
8 28 following nonvoting members who shall be appointed by  
8 29 the governor:

8 30 (1) A representative employed by the department of  
8 31 management.

8 32 (2) A representative employed by the department of  
8 33 revenue.

8 34 (3) A representative employed by the department of  
8 35 economic development.

8 36 3. The property tax study committee shall meet  
8 37 during the 2007 and 2008 legislative interims at the  
8 38 call of the chairperson. The committee is authorized  
8 39 to hold as many meetings as the committee deems  
8 40 necessary.

8 41 4. The property tax study committee may contract  
8 42 with one or more tax consultants or experts familiar  
8 43 with the Iowa property tax system. The legislative  
8 44 council, pursuant to its authority in section 2.42,  
8 45 may allocate to the study committee funding from  
8 46 moneys available to it in section 2.12 for the purpose  
8 47 of contracting with the consultant or expert.

8 48 5. The property tax study committee shall submit a

8 49 final report to the general assembly on or before  
8 50 January 5, 2009. The final report shall include but  
9 1 not be limited to findings, analyses, and  
9 2 recommendations by the committee.>  
9 3 [#35](#). Page 59, by striking lines 9 and 10 and  
9 4 inserting the following:  
9 5 <Sec. \_\_\_\_\_. Section 811.2A, Code 2007, is  
9 6 repealed.>  
9 7 [#36](#). By renumbering, relettering, or redesignating  
9 8 and correcting internal references as necessary.  
9 9 SF 601.H  
9 10 mg/jg/25